

HOUSE BILL 2098

By Maddox

AN ACT to amend Tennessee Code Annotated, Section 36-4-106(b)(1); Section 36-4-106(d); Section 36-5-101(c)(2); Section 36-5-101(e) and Section 36-6-108, relative to domestic relations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-4-106(b)(1), is amended by deleting the language “the social security numbers of the parties and all children born of the marriage,” and is further amended by inserting the following language at the end of that subdivision:

Notwithstanding the foregoing, the social security numbers of the parties and all children born of the marriage shall be provided separately under seal to the clerk of the court as well as to any other agency as may be required by law.

SECTION 2. Tennessee Code Annotated Section, 36-4-106(d), is amended by deleting the following language from the first sentence: “except on the sole ground of irreconcilable differences,”.

SECTION 3. Tennessee Code Annotated Section, 36-4-106(d), is further amended by inserting the following language as a new subdivision (4) thereto and by renumbering the remaining subdivisions accordingly:

(4) An injunction restraining and enjoining both parties from hiding, destroying or spoiling, in whole or in part, any documents or other information electronically stored or on computer hard drives or other memory storage devices.

SECTION 4. Tennessee Code Annotated Section, 36-5-101(c)(2)(B)(i)(b), is amended by deleting the current language and by substituting instead the following:

(b) Date and place of birth;

SECTION 5. Tennessee Code Annotated Section, 36-5-101(c)(2)(B)(i)(b), further is amended by inserting the following language at the end of that subdivision:

The social security numbers of the parties and all children born of the marriage shall be filed under seal with the court and, if the case is a Title IV-D child support case, with the local Title IV-D child support office, as well as to any other agency as may be required by law.

SECTION 6. Tennessee Code Annotated Section, 36-5-101(e)(1)(B), is amended by inserting the following language at the end of that subdivision:

In determining each party's income for the purpose of applying the child support guidelines, the court shall deduct each party's capital losses from that party's capital gains in each year.

SECTION 7. Tennessee Code Annotated. Section 36-6-108, is amended by adding the following new subsection:

(i) A parent who opposes or proposes said parental relocation may recover reasonable attorney fees and other litigation expenses from the other parent, and such fees may be fixed and allowed by the court in the discretion of such court.

SECTION 8. This act shall take effect July 1, 2007, the public welfare requiring it.